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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
10/624,219	07/22/2003	Scott A. Melton	2206.68153	6953
24978	7590	03/10/2005		
GREER, BURNS & CRAIN 300 S WACKER DR 25TH FLOOR CHICAGO, IL 60606			EXAMINER TSUKERMAN, LARISA Z	
			ART UNIT 2833	PAPER NUMBER

DATE MAILED: 03/10/2005

Please find below and/or attached an Office communication concerning this application or proceeding.

Office Action Summary	Application No.	Applicant(s)	
	10/624,219	MELTON ET AL.	
	Examiner	Art Unit	
	Larisa Z. Tsukerman	2833	

-- The MAILING DATE of this communication appears on the cover sheet with the correspondence address --
Period for Reply

A SHORTENED STATUTORY PERIOD FOR REPLY IS SET TO EXPIRE 3 MONTH(S) FROM THE MAILING DATE OF THIS COMMUNICATION.

- Extensions of time may be available under the provisions of 37 CFR 1.136(a). In no event, however, may a reply be timely filed after SIX (6) MONTHS from the mailing date of this communication.
- If the period for reply specified above is less than thirty (30) days, a reply within the statutory minimum of thirty (30) days will be considered timely.
- If NO period for reply is specified above, the maximum statutory period will apply and will expire SIX (6) MONTHS from the mailing date of this communication.
- Failure to reply within the set or extended period for reply will, by statute, cause the application to become ABANDONED (35 U.S.C. § 133). Any reply received by the Office later than three months after the mailing date of this communication, even if timely filed, may reduce any earned patent term adjustment. See 37 CFR 1.704(b).

Status

- 1) ☒ Responsive to communication(s) filed on 22 July 2003.
- 2a) ☐ This action is FINAL. 2b) ☒ This action is non-final.
- 3) ☐ Since this application is in condition for allowance except for formal matters, prosecution as to the merits is closed in accordance with the practice under *Ex parte Quayle*, 1935 C.D. 11, 453 O.G. 213.

Disposition of Claims

- 4) ☒ Claim(s) 1-23 is/are pending in the application.
- 4a) Of the above claim(s) _____ is/are withdrawn from consideration.
- 5) ☐ Claim(s) _____ is/are allowed.
- 6) ☒ Claim(s) 1,2,4,5,7-11 and 18-23 is/are rejected.
- 7) ☒ Claim(s) 3,6,10,12,13 and 15 is/are objected to.
- 8) ☐ Claim(s) _____ are subject to restriction and/or election requirement.

Application Papers

- 9) ☒ The specification is objected to by the Examiner.
- 10) ☒ The drawing(s) filed on 22 July 2003 is/are: a) ☐ accepted or b) ☒ objected to by the Examiner.
Applicant may not request that any objection to the drawing(s) be held in abeyance. See 37 CFR 1.85(a).
Replacement drawing sheet(s) including the correction is required if the drawing(s) is objected to. See 37 CFR 1.121(d).
- 11) ☐ The oath or declaration is objected to by the Examiner. Note the attached Office Action or form PTO-152.

Priority under 35 U.S.C. § 119

- 12) ☐ Acknowledgment is made of a claim for foreign priority under 35 U.S.C. § 119(a)-(d) or (f).
- a) ☐ All b) ☐ Some * c) ☐ None of:
1. ☐ Certified copies of the priority documents have been received.
 2. ☐ Certified copies of the priority documents have been received in Application No. _____.
 3. ☐ Copies of the certified copies of the priority documents have been received in this National Stage application from the International Bureau (PCT Rule 17.2(a)).
- * See the attached detailed Office action for a list of the certified copies not received.

Attachment(s)

- | | |
|---|---|
| 1) <input checked="" type="checkbox"/> Notice of References Cited (PTO-892) | 4) <input type="checkbox"/> Interview Summary (PTO-413)
Paper No(s)/Mail Date. _____ |
| 2) <input type="checkbox"/> Notice of Draftsperson's Patent Drawing Review (PTO-948) | 5) <input type="checkbox"/> Notice of Informal Patent Application (PTO-152) |
| 3) <input checked="" type="checkbox"/> Information Disclosure Statement(s) (PTO-1449 or PTO/SB/08)
Paper No(s)/Mail Date <u>07/22/2003</u> . | 6) <input type="checkbox"/> Other: _____ |

DETAILED ACTION

Drawings

The drawings are objected to under 37 CFR 1.83(a) because they fail to show apex 32 as described in the specification on page 6, line 2. Any structural detail that is essential for a proper understanding of the disclosed invention should be shown in the drawing. MPEP § 608.02(d). Corrected drawing sheets in compliance with 37 CFR 1.121(d) are required in reply to the Office action to avoid abandonment of the application. Any amended replacement drawing sheet should include all of the figures appearing on the immediate prior version of the sheet, even if only one figure is being amended. The figure or figure number of an amended drawing should not be labeled as "amended." If a drawing figure is to be canceled, the appropriate figure must be removed from the replacement sheet, and where necessary, the remaining figures must be renumbered and appropriate changes made to the brief description of the several views of the drawings for consistency. Additional replacement sheets may be necessary to show the renumbering of the remaining figures. Each drawing sheet submitted after the filing date of an application must be labeled in the top margin as either "Replacement Sheet" or "New Sheet" pursuant to 37 CFR 1.121(d). If the changes are not accepted by the examiner, the applicant will be notified and informed of any required corrective action in the next Office action. The objection to the drawings will not be held in abeyance.

The drawings are objected to as failing to comply with 37 CFR 1.84(p)(4) because reference characters "50" and "36" have both been used to designate support

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structure. Corrected drawing sheets in compliance with 37 CFR 1.121(d) are required in reply to the Office action to avoid abandonment of the application. Any amended replacement drawing sheet should include all of the figures appearing on the immediate prior version of the sheet, even if only one figure is being amended. Each drawing sheet submitted after the filing date of an application must be labeled in the top margin as either "Replacement Sheet" or "New Sheet" pursuant to 37 CFR 1.121(d). If the changes are not accepted by the examiner, the applicant will be notified and informed of any required corrective action in the next Office action. The objection to the drawings will not be held in abeyance.

Claim Rejections - 35 USC § 102

The following is a quotation of the appropriate paragraphs of 35 U.S.C. 102 that form the basis for the rejections under this section made in this Office action:

A person shall be entitled to a patent unless –

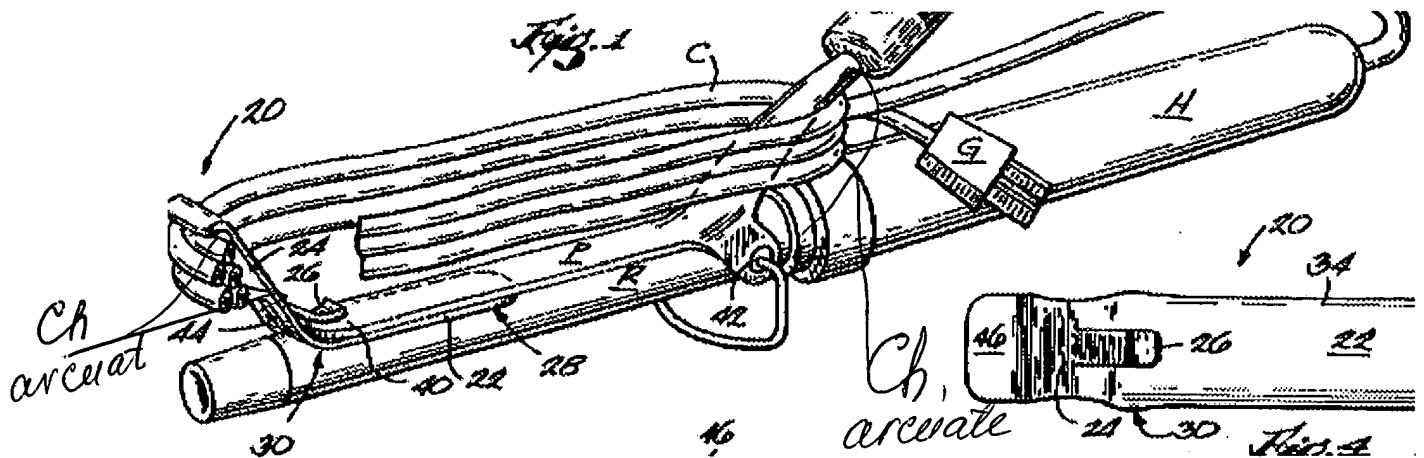
(b) the invention was patented or described in a printed publication in this or a foreign country or in public use or on sale in this country, more than one year prior to the date of application for patent in the United States.

Claims 1, 2, 4, 5, 7 - 11, 14, 16, 17 and 18 - 23 are rejected under 35 U.S.C. 102(b) as being anticipated by St.Peter (5901712).

In regard to claim 1, St. Peter discloses a cord wrap 20 for use with a clipper (curling iron) configured for accommodating a power cord C, the cord wrap 20 comprising:

at least one retaining structure 22, 24, 26 configured for retaining the power cord C on the clipper (curling iron); and

a cord channel Ch (see Attachment 1) disposed on the at least one retaining structure 22, 24, 26 and configured for supporting at least one loop (not marked, see Fig.1) of the cord C.



Attachment 1

In regard to claim 2, St. Peter discloses the one retaining structure 22, 24, 26 and the cord channel Ch maintain the power cord in a plane generally parallel with a longitudinal clipper (curling iron) axis (see Fig.1).

In regard to claim 4, as best understood, St. Peter discloses the cord channel Ch has a width sufficient to support the apex of the at least one loop of the power cord (see Fig.1).

In regard to claim 5, St. Peter discloses the at least one retaining structure 22, 24, 26 is removably attachable to one of a working end (area 44) and a handle end (area H).

In regard to claim 7, St. Peter discloses a clip portion 26 located on the at least one retaining structure 22, 24, 26 and configured for engaging the clipper H (curling iron).

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In regard to claim 8, St. Peter discloses the one retaining structure 22, 24, 26 has at least one plug holder (area between I and 42) for securing a plug G in the retaining structure.

In regard to claim 9, St. Peter discloses a clip portion 26 located on the at least one retaining structure 22, 24, 26 configured for engaging the clipper H (curling iron).

In regard to claim 11, St. Peter discloses a cord wrap 20 for use with a clipper (curling iron) configured for accommodating a power cord C, the cord wrap 20 comprising:

- a retaining structure 22,24, 26 for retaining the power cord C on the clipper (curling iron) and having a front end (area 44) and a rear end (area above numeral 42);

- a cord channel Ch (see attachment 1) disposed on the retaining structure 24 configured for supporting at least one loop of the cord (see Fig. 1); and

- a support P, 28 disposed between the front en and the rear end of the retaining structure for connecting the rear end to the front end (see Fig.1).

In regard to claim 14, St. Peter discloses the rear end (area above 42) is located near an electrical port 42 and is configured to be supported by the power cord when the power cord is engaged in the cord channel Ch at the rear end (see Fig. 1).

In regard to claim 16, St. Peter discloses the retaining structure 22, 24, 26 is detachably engageable with the clipper H (curling iron).

In regard to claim 17, as best understood, St. Peter discloses the cord channel Ch is configured to receive and support at least one apex of the at least one cord loop (see Fig.1).

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In regard to claim 18, St. Peter discloses the cord channel Ch is disposed on a front end (area 44) and a rear end (area above numeral 42) of the retaining structure 22, 24, 26, the cord channel Ch being defined by members being arcuate in profile (see Fig.1).

In regard to claim 19, St. Peter discloses a cord wrap 20 for use with a clipper (curling iron) having a power cord C, the cord wrap 20 comprising:

- a retaining structure 22, 24, 26 including a front structure (area 44) and a rear structure (area above 42) for retaining the power cord C disposed on the clipper (curling iron); and

- a cord channel Ch (see Attachment) disposed on the retaining structure 22, 24, 26 configured for supporting at least one loop of the cord C (see Fig.1); and

- at least one clip portion 26 disposed on the retaining structure 22, 24, 26 configured for supportably engaging the clipper (curling iron).

In regard to claim 20, St. Peter disclose at least one clip portion 26 is disposed on the retaining structure 22, 24, 26 and configured for supportably engaging the clipper H (curling iron).

In regard to claim 21, St. Peter disclose the one clip portion 26 is configured to be removable from the clipper H (curling iron).

In regard to claim 22, St. Peter disclose the front structure (area 44) and the rear structure (area 42) are configured for maintaining the power cord C in a plane generally parallel with the clipper (see Fig. 1).

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In regard to claim 23, St. Peter disclose the cord channel Ch associated with the front structure (area 44) outwardly opposes the cord channel Ch associated with the rear structure (area 42).

Allowable Subject Matter

Claims 3, 6, 12, ^{10,}13 and 15 are objected to as being dependent upon a rejected base claim, but would be allowable if rewritten in independent form including all of the limitations of the base claim and any intervening claims.

The following is a statement of reasons for the indication of allowable subject matter: The prior art does not teach or suggest a cord wrap particularly characterized by:

In regard to claims 3 and 15, at least one retaining structure includes a **blade guard portion** that is configured to extend along a first surface of a blade set and project around teeth of the blade set, and a lower portion defining said cord channel;

In regard to claim 6, one retaining structure is snappingly engageable upon the clipper.

In regard to claim 10, the retaining structure is provided in two structures, including a first structure associated with a blade set of the clipper;

In regard to claim 12, the cord wrap further including ribs disposed on a support for reinforcing the support;

In regard to claim 13, the one plug holder-disposed on the support for securing a plug on the retaining structure.

Conclusion

Any inquiry concerning this communication or earlier communications from the examiner should be directed to Larisa Z. Tsukerman whose telephone number is (571)-272-2015. The examiner can normally be reached on Monday through Friday from 8:30 am to 5:00 pm.

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Paula A. Bradley can be reached on (571)-272-2800 ex. 33. The fax phone number for the organization where this application or proceeding is assigned is 703-872-9306.

Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see <http://pair-direct.uspto.gov>. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free).

LT, 03/06/2005


ROSS GUSHI
PRIMARY EXAMINER